

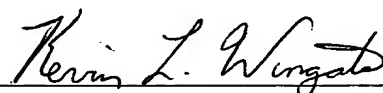
In re Appln. Of: Matthew Viele et al.  
Application No.: 10/822,621

#### REMARKS

Claims 1-39 have been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-4 of U.S. Patent No. 6,742,499 in view of VanDyne (U.S. Patent No. 6,029,627). A terminal disclaimer in compliance with 37 CFR 1.321(c) is attached. In view of the terminal disclaimer filed herewith, it is respectfully requested that this ground of rejection be withdrawn.

The application is considered in good and proper form for allowance, and the Examiner is respectfully requested to pass this application to issue. If, in the opinion of the Examiner, a telephone conference would expedite the prosecution of the subject application, the Examiner is invited to call the undersigned attorney.

Respectfully submitted,



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